

Senate Amendment 3208

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1 1 Amend Senate File 200, as passed by the Senate, as
1 2 follows:
1 3 #1. Page 1, by striking lines 7 through 23.
1 4 #2. Page 1, by inserting after line 27, the
1 5 following:
1 6
1 7 <DIVISION IV
1 8 WATERSHED IMPROVEMENT
1 9 Sec. _____. Section 16.5, Code 2005, is amended by
1 10 adding the following new subsection:
1 11 NEW SUBSECTION. 19. Provide administrative and
1 12 fiscal oversight and support for local watershed
1 13 improvement grants awarded pursuant to section 16.185.
1 14 Sec. _____. NEW SECTION. 16.185 WATERSHED
1 15 IMPROVEMENT FUND == BOARD == DUTIES.
1 16 1. A watershed improvement fund is created in the
1 17 state treasury under the control of the Iowa finance
1 18 authority. Moneys appropriated to the watershed
1 19 improvement fund and any other moneys available to and
1 20 obtained or accepted by the authority for placement in
1 21 the watershed improvement fund shall be deposited in
1 22 the fund. Additionally, payments of interest,
1 23 recaptures of awards, and other repayments to the
1 24 watershed improvement fund shall be deposited in the
1 25 fund. Notwithstanding section 12C.7, subsection 2,
1 26 interest or earnings on moneys in the watershed
1 27 improvement fund shall be credited to the fund.
1 28 Notwithstanding section 8.33, moneys in the fund that
1 29 remain unencumbered or unobligated at the end of the
1 30 fiscal year shall not revert, but shall remain
1 31 available for the same purpose in the succeeding
1 32 fiscal year.
1 33 2. A watershed improvement board is created with
1 34 the following purposes:
1 35 a. Enhancement of water quality in the state
1 36 through a variety of impairment-based, locally
1 37 directed watershed improvement grant projects.
1 38 b. Positively affecting the management and use of
1 39 water for the purposes of drinking, agriculture,
1 40 recreation, sport, and economic development in the
1 41 state.
1 42 c. Ensuring public participation in the process of
1 43 determining priorities related to water quality
1 44 including but not limited to all of the following:
1 45 (1) Agricultural runoff and drainage.
1 46 (2) Stream bank erosion.
1 47 (3) Municipal discharge.
1 48 (4) Stormwater runoff.
1 49 (5) Unsewered communities.
1 50 (6) Industrial discharge.
2 1 (7) Livestock runoff.
2 2 3. The watershed improvement board shall consist
2 3 of all of the following voting members, appointed by
2 4 the named entity:
2 5 a. One member of the Iowa association of business
2 6 and industry.
2 7 b. One member of the Iowa association of municipal
2 8 utilities.
2 9 c. One member of the Iowa association of water
2 10 agencies.
2 11 d. One member of the Iowa cattlemen's association.
2 12 e. One member of the Iowa environmental council.
2 13 f. One member of the Iowa environmental health
2 14 association.
2 15 g. One member of the Iowa farm bureau federation.
2 16 h. One member of the Iowa league of cities.
2 17 i. One member of the Iowa pork producers
2 18 association.
2 19 j. One member of the Iowa rural water association.
2 20 k. One member of the Iowa soybean association.
2 21 l. One member representing soil and water
2 22 conservation districts of Iowa.
2 23 m. One member of the Iowa corn growers
2 24 association.
2 25 n. One member of the Iowa poultry association.

2 25 o. One member of the Iowa land improvement
2 26 contractors association.

2 27 4. The chairpersons and ranking members of the
2 28 committee on natural resources in the senate and the
2 29 committee on environmental protection in the house of
2 30 representatives shall serve as ex officio members of
2 31 the board.

2 32 5. The members of the watershed improvement board
2 33 shall serve three-year staggered terms commencing and
2 34 ending as provided in section 69.19. If a vacancy
2 35 occurs, a successor shall be appointed in the same
2 36 manner and subject to the same qualifications as the
2 37 original appointment to serve the remainder of the
2 38 term.

2 39 6. The members of the board shall elect a
2 40 chairperson and vice chairperson annually from the
2 41 voting membership of the board. A majority of the
2 42 voting members of the board constitutes a quorum. If
2 43 the chairperson and vice chairperson are unable to
2 44 preside over the board due to absence or disability, a
2 45 majority of the voting members present may elect a
2 46 temporary chairperson by a majority vote providing a
2 47 quorum is present.

2 48 7. The board shall meet no more than on a
2 49 quarterly basis.

2 50 8. The members of the watershed improvement board
3 1 may receive reimbursement for actual expenses incurred
3 2 while engaged in the performance of their official
3 3 duties. A board member may also be eligible to
3 4 receive compensation as provided in section 7E.6.

3 5 9. The chairperson of the board shall notify the
3 6 legislative council of the membership of the board on
3 7 an annual basis and shall notify the legislative
3 8 council of any changes in membership that occur due to
3 9 a vacancy on the board.

3 10 10. A watershed improvement board member shall not
3 11 serve on a local watershed improvement committee.

3 12 11. The Iowa finance authority shall provide
3 13 administrative support to the board. Not more than
3 14 twelve thousand dollars of the moneys appropriated for
3 15 the purposes of the local watershed improvement
3 16 grants, annually, shall be used for administrative
3 17 purposes.

3 18 12. The watershed improvement board shall do all
3 19 of the following:

3 20 a. Award local watershed improvement grants and
3 21 monitor the progress of local watershed improvement
3 22 projects awarded grants. A local watershed
3 23 improvement grant may be awarded for a period not to
3 24 exceed three years. Each local watershed improvement
3 25 grant awarded shall not exceed ten percent of the
3 26 moneys appropriated for the grants during a fiscal
3 27 year.

3 28 b. Assist with the development of monitoring plans
3 29 for local watershed improvement projects.

3 30 c. Review monitoring results before, during, and
3 31 after completion of a local watershed improvement
3 32 project.

3 33 d. Review costs and benefits of mitigation
3 34 practices utilized by a project.

3 35 e. By January 31, annually, submit an electronic
3 36 report to the governor and the general assembly
3 37 regarding the progress of the watershed improvement
3 38 projects during the previous calendar year.

3 39 f. Adopt administrative rules pursuant to chapter
3 40 17A to administer this section.

3 41 13. The board may elicit the expertise of other
3 42 organizations for technical assistance in the work of
3 43 the board. The organizations may include but are not
3 44 limited to all of the following:

3 45 a. The state university of Iowa.

3 46 b. The Iowa state university of science and
3 47 technology.

3 48 c. The department of natural resources.

3 49 d. The department of agriculture and land
3 50 stewardship.

4 1 e. The United States geological survey.

4 2 f. The United States department of agriculture,
4 3 agricultural research service national soil tilth
4 4 laboratory.

4 5 g. The Leopold center for sustainable agriculture.

4 6 14. a. A local watershed improvement committee
4 7 shall be organized for the purposes of applying for a
4 8 local watershed improvement grant and implementing a
4 9 local watershed improvement project. A majority of
4 10 the members of the local watershed improvement
4 11 committee shall represent a cause for the impairment
4 12 of the watershed. The committee shall be authorized
4 13 as a not-for-profit organization by the secretary of
4 14 state. Soil and water conservation districts may also
4 15 be eligible and apply for and receive local watershed
4 16 improvement grants.
4 17 b. A local watershed improvement committee shall
4 18 be responsible for application for and implementation
4 19 of an approved local watershed improvement grant,
4 20 including providing authorization for project bids and
4 21 project expenditures under the grant. A portion of
4 22 the grant moneys may be used to engage engineering
4 23 expertise related to the project. The committee shall
4 24 monitor local performance throughout the local
4 25 watershed grant project and shall submit a report at
4 26 six-month intervals regarding the progress and
4 27 findings of the project as required by the watershed
4 28 improvement board.>
4 29 #3. Title page, by striking lines 1 through 3 and
4 30 inserting the following: <An Act relating to
4 31 agriculture by providing for the powers and duties of
4 32 the department of agriculture and land stewardship and
4 33 watershed improvement.>
4 34 #4. By renumbering, relettering, or redesignating
4 35 and correcting internal references as necessary.
4 36 SF 200.H
4 37 da/es/25